

CHESTNUTHILL TOWNSHIP SUPERVISORS
ROUTE 715, BRODHEADSVILLE, PA 18322
MINUTES OF MEETING – May 5, 2009

A regular meeting of the Chestnuthill Township Board of Supervisors was called to order at 7:00 p.m on Tuesday, May 5, 2009 at the Township Municipal Building Rte 715, Brodheadsville. Those present were Chuck Gould (Chairman), Leigh Kane (Vice-Chairman), Dave Fleetwood (Supervisor), David Albright (Township Manager), Cathy Martinelli (Office Manager) and Atty. Joseph P. McDonald, Jr.

The **Pledge of Allegiance** to the Flag was led by Al Bourke.

Executive Session. Was held on April 7th for a real estate & legal matter.

Unit Care Agreement. None.

Parks. Bernie Kozen was present to report the following:

- Kite flying was held on 4/25/09
- Art workshop will be held on 5/9/09
- Fly fishing workshop will be held on 5/17/09
- Art workshop will be held on 5/26/09
- Bike rodeo will be held 6/20/09
- Art in the Park will be held 7/26/09

A question was asked on the development of the regional park. Leigh explained it will be completed in phases as money is available. Phase 1 we applied for a grant and should hear by this fall. It will go towards the trails, a pavillion and parking. More information is available on the web site.

Public Comment.

Resident Mr. Thody. Asked if their will be any change in the Burnley Workshop program since Rich Peterson is leaving. As far as we know, the answer is no.

Resident Debby Everett. Asked when work will be started on the Warner Road Bridge. Engineer McDermott said the permits are in place, we are looking for the funding, as it is a costly project.

Resident Mr. Thody. Asked for an update on the Fire Company merger. Chuck stated nothing new at this time, there is a question on distribution of the assets and the Attorneys are looking into this with the IRS, as their may be tax implications.

Minutes. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to approve the minutes of the April 7, 2009 meeting, as distributed. (3-0) On motion made by Dave Fleetwood, seconded by Leigh Kane it was voted to approve the minutes of the April 27, 2009 meeting, as distributed. (2-0) (chuck abstained as he was absent)

Correspondence.

Jonas Mountain Preserve. A letter was received from Ms. Linda Snyder regarding the proposed power line route from PPL.

Chemical Free Graduation Party Donation. A request was made for a donation for this years PV graduation party. It is a lockdown party with all types of entertainment and food. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to send a \$150.00 donation, the same as last year. (3-0)

Old Business.

Discuss and possibly award Aluminum and Plastic Bids. There were two bids received as follows:

BIDDER	DESCRIPTION	PRICE PER POUND
Cougle Recycling	Aluminum	.33 cents/lb plus \$240 trans. chg
Cougle Recycling	Plastic baled 1&2	.0315 cents/lb plus \$240 trans. chg
Accurate Recycling	Plastic baled 1&2	.0350 cents/lb

On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to reject the bids at this time. (3-0)

Joshmor Acquisition. This is an amendment to the agreement of sale and purchase of real estate and grant of conservation easement. A lengthy discussion ensued and on motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to approve and sign this amendment. (3-0)

New Business.

Cancel May 19th meeting. Since this is election day and the offices will be closed, on motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to cancel the Tuesday, May 19th Supervisor's meeting and to hold a bill paying meeting on Monday, May 18th at 7:15 am. No other business will come before the Board. (3-0)

Ordinance Amendment Chapter 98. This is a correction in Chapter 98-43. "Guarantee of Improvements Installation Required" at paragraph A. shall be amended by deleting a portion of the fifth line beginning with "unless, if a developer chooses..." and also deleting the last five complete lines through the end of the paragraph. The resulting paragraph will end at the phrase "and specifications of the chapter" On motion made by Dave Fleetwood, seconded by Leigh Kane it was voted to authorize advertisement of this hearing scheduled for June 16th at 6:30 p.m. (3-0)

Bid of FOB material. It is time to bid FOB material for pickup as we do road maintenance work. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to authorize the advertisement of FOB material for bid. (3-0)

Bills. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to pay the General Fund bills. (3-0)

Plans.

Kal-Tac Inc. (Land Development Plan/Reverse Subdivision Plan) Effort Associates. It was asked via phone that this plan be tabled tonight. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to table this plan. (3-0) (Plan date 8/2003) (**open ended waiver**)

Herfurth, Steward & Kathleen. (Minor Subdivision) Effort Associates. Bill Kresge was present to ask the Board about posting of security. A brief discussion ensued. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to table this plan until the June 2, 2009 meeting.(3-0) (Plan date 4/2008) (**open ended waiver**)

Pleasant Valley Assembly of God. (Prelim/Final Plan) Niclaus Engineering. It was asked via phone to table this plan tonight. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to table this plan tonight. (3-0) (**open ended waiver**)

Chestnut Hill Nursery. (Land Development Plan) Keystone Consulting. Jim Christman of Keystone was present, as well as owner Jim Scocozza and Atty. Niemoczynski. Engineer McDermott's comment letter dated 5/4/09 was reviewed. A brief discussion ensued and on motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to conditionally approve this plan subject to satisfactorily addressing the following(2-0) (Chuck abstained):

- Developers Agreement being modified and the name changed
- Posting of the inspection fee
- Open space fee being received
- Blanket easement (change the note on the plan)
- Stormwater maintenance agreement being received
- Stormwater maintenance fund being established (inspection of stormwater facility for 10 years.

(Plan date 6/27/08)(Accepted 7/16/08)(**open ended waiver 10/07/08**) (Rev. 8/20/08)

Skaflestad, Clyde (Land Development Plan) George Collura. It was asked via phone to table this plan tonight. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to table this plan tonight. (3-0) (**open ended waiver**)

Kinsley's Plaza Phase I (Prelim LDP) Niclaus Engineering. It was asked via phone to table this plan tonight. On motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to table this plan tonight. (3-0) (**open ended waiver**)

Garden of Giving. Ms. Graeber was present to speak to the Board about her idea to farm 2 ½ acres of her property to begin a non-profit agency with a 501.c.3. This would be a food facility to supply food pantries all free of charge. A well would be needed, also fencing and a chicken coop to house chickens. A brief discussion ensued and the Board told Ms. Graeber to get back to us when she had received the 501.c.3 approval.

Planning Module Approval. None.

Adjournment. There being no further business, on motion made by Leigh Kane, seconded by Dave Fleetwood it was voted to adjourn into executive session at 9:06 p.m. on a legal and real estate matter. (3-0)

Respectfully submitted,

Cathy A. Martinelli
Recording Secretary